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Tarrant County Texas

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**D209254221**

3 Pages



Suzanne Henderson

NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON YOU MAY REMOVE OR STRIKE ANY OF THE FOLLOWING INFORMATION FROM THIS INSTRUMENT BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.

**NOTICE OF AMENDMENT AND RATIFICATION  
OF OIL, GAS AND MINERAL LEASE,  
NO SURFACE USE**

**STATE OF TEXAS        )**

**COUNTY OF TARRANT )**

WHEREAS, Salvador Ibarra a/k/a Salvador Ibarra and Raquel Ibarra, (hereinafter called Lessor) heretofore executed an Oil, Gas and Mineral Lease, No Surface Use, dated September 25, 2006 to Fort Worth Energy Co., L.P., (hereinafter called Lessee), recorded at Clerk Document No. D206354582, whereby Lessor leased certain lands situated in Tarrant County, Texas, to wit:

See Exhibit "A" which has been attached hereto and made a part hereof for a complete description.

**AND WHEREAS**, said description is incomplete and indefinite as to legal description, and the lands intended to be covered are more accurately described as follows:

Being Lot 5, Block 17 of South Fort Worth Addition, an Addition to the City of Fort Worth, Tarrant County, Texas, according to the Plat Recorded in Volume 204, Page 15 of the Plat Records, Tarrant County, Texas.

**AND THEREFORE**, in consideration of the premises leased herein and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Salvador Ibarra a/k/a Salvador Ibarra and Raquel Ibarra, husband and wife do hereby declare that it was and is my intention to lease for oil and gas purposes the identical tract of land last above described; and we hereby amend said lease in respect to the description of the lands included therein, as aforesaid, and ratify and adopt the same as so amended.

**AND WHEREAS** this lease supercedes that certain Oil, Gas and Mineral Lease dated September 25, 2006 recorded at Clerks Document No. D206344331 and Amendment recorded on September 14, 2009 recorded at Clerks Document No. D209245101, in the Official Public Records of Tarrant County.

**AND WHEREAS** the Lease and all rights and privileges thereunder are now owned and held by XTO Energy Inc., A Delaware Corporation.

**AND WHEREAS**, it is the desire of the Lessee and Lessor to amend the portion of Paragraph 3 of said lease that wherever the royalty is stated as 3/16THS the royalty shall now be 25%.

**AND WHEREAS**, the current Lessee, XTO Energy, Inc., a Delaware Corporation and Lessor agree to extend the primary term of the Lease for an additional Twelve (12) Months, from the date of the lease, so that the primary term of the Lease that was to expire September 25, 2009, will now expire on September 25, 2010.

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NOW, THEREFORE, for and in consideration of the premises, the benefits to be derived herefrom by the undersigned under the Lease, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the undersigned hereby execute this Memorandum to provide third parties with notice of the extension of the primary term of the lease so that the primary term of the lease will expire September 25, 2010.

This instrument shall extend to and be binding upon the heirs, executors, administrators, successors and assigns of the undersigned.

IN WITNESS THEREOF, this Notice is executed by the undersigned on the respective date(s) of acknowledgement below, but is effective as of the date of September 25, 2006, date of the Lease.

LESSOR:

Salvador Ibarra  
Salvador Ibarra a/k/a Salvador Ibarra

LESSOR:

Raquel Ibarra  
Raquel Ibarra

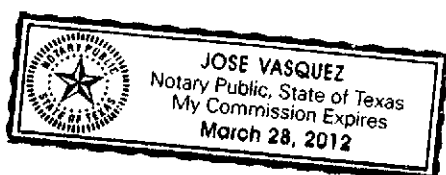
Address: 806 County Road 701  
Cleburne, TX 76031

**ACKNOWLEDGMENT**

STATE OF Texas  
COUNTY OF Tarrant

This instrument was acknowledged before me on the 22 day of September, 2009, by Salvador Ibarra a/k/a Salvador Ibarra and Raquel Ibarra, husband and wife.

Jose Vasquez  
Notary Public, State of Texas



Return to: Bryson G. Kuba  
6127 Green Jacket Dr.  
Apt. # 1136  
Fort Worth, TX 76137

EXHIBIT "A"

EXHIBIT TO OIL AND GAS LEASE TO FORT WORTH ENERGY CO.,  
LLC DATED SEPT. 25, 2006

Descriptions:

SOUTH FORT WORTH ADDITION

Lot: 5

Block: 17

The described premises also known as 3723 HEMPHILL FT. WORTH, TX 76110  
Property address